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October 30, 2007

**Via Hand Delivery**

Hon. Patti B. Saris  
United States District Court  
District of Massachusetts  
One Courthouse Way, Suite 2300  
Boston, MA 02210

Re: New England Carpenters et al. v. First DataBank et al. No. 05-CV-11148 (PBS)

Dear Judge Saris:

Enclosed please find courtesy copies of the following documents:

1. Notice of Filing Under Seal;
2. Motion for Leave to File Under Seal;
3. [Proposed] Order Granting Plaintiffs' Motion for Leave to File Under Seal;
4. [Unredacted] Class Plaintiffs' Reply to McKesson's Opposition to Aggregate Damages for the TPP Class and McKesson's Motion to Decertify the Consumer Class (a redacted version was electronically filed with the Court on October 29, 2007);
5. Class Plaintiffs' Proffer of Evidence Common to the Class Containing Admissions by McKesson as to the Scheme's Impact on the Class;
6. Declaration of Steve W. Berman in Support of Class Plaintiffs' Reply to McKesson's Opposition to Aggregate Damages for the TPP Class and McKesson's Motion to Decertify the Consumer Class and Class Plaintiffs' Proffer of Evidence Common to the Class Containing Admissions by McKesson as to the Scheme's Impact on the Class;
7. Report of Raymond S. Hartman Regarding Aggregate Damages;
8. Rebuttal Report of Dr. Kimberly P. McDonough;

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9. [Unredacted] Tutorial Presentation and Demonstratives of Dr. Raymond S. Hartman (including DVD) (a redacted version was electronically filed with the Court on October 29, 2007);
10. Tutorial Presentation and Demonstratives of Kimberly McDonough (including DVD).

Please feel free to contact my office if you have any questions or concerns regarding the above matter. Thank you.

Sincerely,



Steve W. Berman

SWB:cr

Enclosures

cc: Lori Schechter  
Mark Redman